



महाराष्ट्र शासन राजपत्र

असाधारण भाग एक—मध्य उप-विभाग

वर्ष २, अंक ५५]

गुरुवार, डिसेंबर १, २०१६/अग्रहायण १०, शके १९३८

[पृष्ठे ६, किंमत : रुपये ४.००

असाधारण क्रमांक ६६

प्राधिकृत प्रकाशन

URBAN DEVELOPMENT DEPARTMENT

Mantralaya, Mumbai 400 032, dated the 1st December 2016.

NOTIFICATION

- Referances :—(1) Urban Development, Public Health and Housing Department Notification No. TPS-3670/54155/W-II, dated 3rd September 1973 ;
- (2) Urban Development and Public Health Department Notification No. TPS-3674/TP-4, dated 25th September 1975 ;
- (3) Urban Development and Public Health Department Notification No. TPS-3177/ 1989-UD-6, dated 10th December 1979 ;
- (4) Urban Development, Public Health and Housing Department Notification No. TPS-3667 /72721/M, dated 18th June 1968 and TPS/3682/784/UD06/ 23rd June 1982 ;
- (5) Urban Development Department Notification No. TPV-1086-3791-CR-1/ 87-UD-17, dated 5th January 1987.
- (6) Urban Development Department Notification No. TPB-4388/1992/UD- 11, dated 18th September 1989.

MAHARASHTRA REGIONAL AND TOWN PLANNING ACT, 1966.

Delegation of Power under section 151(1).

No. TPS. 1813/3211/CR. 508/UD-13.— In exercise of the powers conferred by Sub-section (1) of Section 151 of the Maharashtra Regional & Town Planning Act, 1966 (Mah. XXXVII of 1966) (hereinafter referred to as the said Act) and in supersession of Government Notification referred above and amended time to time, the Government of Maharashtra hereby Delegates the Powers exercisable by it under the provisions of the said Act as specified in column 2 of the Schedule hereunder so far as they relate to the Authorities mentioned in column 3 to the Officers as mentioned in column 4 of the said Schedule.

(१)

Schedule

Sr. No	Provision of the Act in respect of which Powers are delegated.	Authorities in respect of which Powers are delegated.	Officers to Whom Powers are delegated under section 151 (1) of the Maharashtra Regional and Town Planning Act, 1966.
(1)	(2)	(3)	(4)
1	Section 2 (15) (c)-Powers to appoint ZP/MHADA/NIT as Planning Authority.	All ZP/MHADA/NIT.	Director of Town Planning, Maharashtra State, Pune.
2	Section 21 (3) Extension of Time Limit.	All local Authorities as per section 2 (15) (a) and (b) , All Planning Authority as per section 2 (19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15 (c) (i) of Section 2 of the MRTP Act, 1966.	Joint Director of Town Planning of respective Division.
3	Section 21 (5)-Plan for the new area converted in to planning authority.	All local Authorities as per section 2 (15) (a) and (b) , All Planning Authority as per section 2 (19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15(c)(i) of Section 2 of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
4	Section 24-Appointment of TP Officer.	All local Authorities as per section 2(15) (a) and (b) , All Planning Authority as per section 2(19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15(c)(i) of Section 2 of the MRTP Act, 1966.	Joint Director of Town Planning of respective Division.
5	Section 25-ELU-Extension of Time Limit.	All local Authorities as per section 2(15) (a) and (b) , All Planning Authority as per section 2 (19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15(c)(i) of Section 2 of the MRTP Act, 1966.	Joint Director of Town Planning of respective Division.
6	Section 26(1)-Extension of Time Limit for publication of draft development plan.	All Municipal Corporation as per section 2 (15) (a) and All Special Planning Authority as per section 2(19) (a) of the MRTP Act, 1966. All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune. Joint Director of Town Planning of respective Division.
7	Section 30-Extension of Time Limit for submission of draft development plan.	All Municipal Corporation as per section 2(15) (a) and All Special Planning Authority as per section 2 (19) (a) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.

(1)	(2)	(3)	(4)
		All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTTP Act, 1966.	Joint Director of Town Planning of respective Division.
8	Section 32(2)-Extension of time limit for publication of Interim Dev. Plan.	All local Authorities as per section 2 (15) (a) and (b) , All Planning Authority as per section 2 (19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per Sub-section 15 (c) (i) of Section 2 of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
9	Section 45(1)(ii)-Grant or Refusal of Permission.	All Municipal Corporation as per section 2 (15) (a) and All Special Planning Authority as per section 2 (19) (a) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
		All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTTP Act, 1966.	Joint Director of Town Planning of respective Division.
10	Section 47 (3)-To decide Appeal.	All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
11	Section 49 (4)-To decide confirmation and rejection of purchase notice.	All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
		Powers in respect of for all Municipal Corporations (as per earlier Notification date 18th September 1989 shall be continued.)	Joint Secretary/Deputy Secretary to Government of Maharashtra. Urban Development Department, Mantralaya, Mumbai.
12	Section 50(2)-Deletion of Reservation.	All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
13	Section 56 (5)-(Removal of Authorised Use).	All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.

(1)	(2)	(3)	(4)
14	Section 58(2) (ii) & (3), 3 (a) Development undertaken on behalf of Govt.	All Municipal Councils/Nagar Panchayat as per section 2 (15) (b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2 (15) (c) (i) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
15	Section 61(2)-Making & Publication of Draft Scheme, if Planning Authority fails.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
16	Section 61(3)-Extension of Time Limit for Making & Publication of Draft Scheme.	All local Authorities as per section 2(15) (a) and (b) , All Planning Authority as per section 2(19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15(c)(i) of section 2 of the MRTTP Act, 1966.	Joint Director of Town Planning, of respective Division.
17	Section 63(2)-Power of State Govt. to require planning Authority to make scheme.	All local Authorities as per section 2(15) (a) and (b) , All Planning Authority as per section 2(19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15(c)(i) of section 2 of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
18	Section 68 (2) -Power of State Govt. to sanction draft scheme.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTTP Act, 1966 subject to following condition :— Condition : Provided that the Director delegates his power regarding consultation to his subordinate Officer not below the rank of Joint Director of Town Planning.	Director of Town Planning, Maharashtra State, Pune.
19	Section 69(1) b (ii)-Restriction on use & development of land.	All local Authorities as per section 2(15) (a) and (b), All Planning Authority as per section 2(19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15(c)(i) of section 2 of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
20	Section 72 (1), (2), (3) and (4) -Arbitrator Proceedings.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
21	Section 83 (2)possession of land in advance.	All local Authorities as per section 2(15) (a) and (b) , All Planning Authority as per section 2(19) (a) and also for all Development plans undertaken by Zilla Parishad as a Planning Authority as per sub-section 15(c)(i) of section 2 of the MRTTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.

(1)	(2)	(3)	(4)
22	Section 86 (1) and (2)- Sanction by State Govt. to final scheme.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
23	Section 87 (2)- Withdrawal of Scheme.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
24	Section 90 (3) -Power to enforce Scheme.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
25	Section 91 (2), (6)- Power to vary Scheme.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
26	Section 93 - Apportionment of cost of scheme withdrawn or not sanctioned.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
27	Section 108 (1) -Power of planning authority to make agreement	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
28	Section 109 (1) - Recovery of Arrears.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
29	Section 111(1) - execution of work in final scheme by planning authority.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) of the MRTP Act, 1966.	Joint Director of Town Planning of respective Division.
30	Section 124(G) (1)- Appeal.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2(15)(c) (i) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
31	Section 127(2)- Notification regarding Lapsing of Reservation.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2(15)(c) (i) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.
32	Section 128(1) -Power of State Govt. to acquire lands for purpose other than the one for which it is designated in any plan or scheme.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2(15)(c) (i) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.

Schedule—Concl'd.

(1)	(2)	(3)	(4)
33	Section 129 -Possession of land in case of urgency.	All Municipal Councils/Nagar Panchayat as per section 2(15)(b) and for development plans undertaken by Zilla Parishad as a Planning Authority as per section 2(15)(c) (i) of the MRTP Act, 1966.	Director of Town Planning, Maharashtra State, Pune.

By order and in the name of the Governor of Maharashtra,

SANJAY SAOJI,
Under Secretary to Government.